AMENDED

Nº 44473

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office ~~SEP-2 3-1981~~ New priority date FEB 23 1984

Returned to applicant for correction DEC 2 9 1981

Corrected application filed FEB 2 2 1982

Map filed FEB 2 2 1982

The applicant Moapa Valley Dairy Farms, a Nevada General Partnership

P. O. Box 488 (Street and No. or P.O. Box No.), of Overton, (City or Town),

Nevada (State and Zip Code No.), hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Paul Ronald Lewis, Paul Lewis, Richard M. Hobson, Richard C. Lewis, Robert C. Lewis, Don Olma, and James C. Payne.

1. The source of the proposed appropriation is underground.
   (Name of stream, lake or other source.)

2. The amount of water applied for is 1.5 second-feet
   (One second-foot equals 448.83 gals. per min.)
   (a) If stored in reservoir give number of acre-feet ..... acre-feet

3. The water to be used for irrigation.
   (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:
   (a) Irrigation (state number of acres to be irrigated) 210 acres.
   (b) Stockwater (state number and kinds of animals to be watered) .....
   (c) Other use (describe fully under "No. 12. Remarks") .....
   (d) Power:
      (1) Horsepower developed .....
      (2) Point of return of water to stream .....

5. The water is to be diverted from its source at the following point: NE¼ of the NE¼ of Section 13, Township 16 South, Range 67 East, Mount Diablo Meridian, or at a point from which the Northeast corner of said Section 13 bears North 43° 54' 18" East 60.00 feet.
   (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. Place of use SEE EXHIBIT "A" ATTACHED HERETO
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about January 1st (Month and Day) and end about December 31st (Month and Day), of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drill and case a well with 16 inch casing, construct 6 inch P. V. C. pipe along the westerly lines of Sections 7 and 18 as shown with moveable sprinklers.
   (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $85,000.00

10. Estimated time required to construct works 3 years.
If well completed, describe works.

11. Estimated time required to complete the application to beneficial use 3 years.

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Moapa Valley Dairy Farms,
a Nevada General Partnership
By s/Tracy I. Phelps
Signature, applicant or agent
P.O. Box 545
Beatty, Nevada 89003

Compared js/dh ja/bt

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.5 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before September 17, 1983

Proof of completion of work shall be filed before October 17, 1983

Application of water to beneficial use shall be made on or before September 17, 1986

Proof of the application of water to beneficial use shall be filed on or before October 17, 1986

Map in support of proof of beneficial use shall be filed on or before October 17, 1986

Commencement of work filed MAY 4 1989

Completion of work filed

Proof of beneficial use filed JUL 21 1999

Cultural Info. filed FEB 21 1984

Certificate No. 15367 Issued 01/04/00

IN TESTIMONY WHEREOF, I PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of SEPTEMBER, A.D. 1982

CANCELLED FOR FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

State Engineer

Abrogated By 52265, 53221, 55804

Cancellation rescinded 9-15-87

EXHIBIT "A"

Parcel 1.

That portion of the Southeast quarter of Section 12 and that portion of Section 13, all in Township 16 South, Range 67 East, Mount Diablo Meridian, described as a whole as follows:

Beginning at the Northeast corner of said Section 13; thence along the Easterly line of said Section 13 South 01° 05' 42" East 1086.79 feet; thence continuing along said Easterly line South 01° 05' 42" East 1571.37 feet; thence South 89° 27' 31" West 1353.55 feet; thence North 0° 25' 02" West 145.68 feet; thence South 89° 24' 58" West 99.70 feet; thence North 0° 25' 02" West 86.04 feet; thence South 89° 23' 58" West 125.00 feet; thence North 0° 25' 02" West 41.25 feet; thence South 89° 24' 58" West 20.00 feet; thence along the Easterly line of Cooper Avenue North 0° 31' 10" West 562.14 feet; thence North 89° 47' 50" East 652.86 feet; thence North 0° 56' 31" East 745.88 feet; thence North 89° 47' 50" East 910.19 feet to a point in the Easterly line of said Section 13; thence North 50° 10' 51" West 254.73 feet; thence North 35° 45' 41" West 378.47 feet; thence North 33° 06' 19" West 293.77 feet; thence North 89° 38' 46" East 444.06 feet; thence North 0° 33' 05" West 1233.66 feet; thence North 88° 37' 21" East 116.30 feet to a point in the Easterly line of said Section 12; thence along said last mentioned Easterly line South 0° 31' 56" East 868.91 feet to the point of beginning.

Parcel 2.

That portion of the southwest quarter of the Southwest quarter of Section 7, Township 16 South, Range 68 East, Mount Diablo Meridian, described as follows:

Beginning at the Southwest corner of said Section 7; thence along the South line of said Section North 88° 46' 10" East 1315.67 feet; thence North 0° 35' 42" West 872.26 feet; thence South 88° 37' 21" West 1314.76 feet to a point in the Westerly line of said Section 7; thence South 0° 31' 56" East along said Westerly line 868.91 feet to the point of beginning.

Parcel 3.

The Northwest quarter of the Southwest quarter and the West one-half of the Northwest quarter of Section 18, Township 16 South, Range 68 West, Mount Diablo Meridian.